

STATE OF SOUTH DAKOTA )  
COUNTY OF MINNEHAHA ) :SS

IN CIRCUIT COURT  
SECOND JUDICIAL CIRCUIT

\*\*\*\*\*

STATE OF SOUTH DAKOTA

vs.

Alysha Marie Lewis  
[REDACTED]  
Defendant.

AFFIDAVIT IN SUPPORT  
OF ARREST WARRANT.

CR19-3074

\*\*\*\*\*

Detective Jacob Harris, being first duly sworn on oath, deposes and states that he is a Detective of the Sioux Falls Police Department and states that he is one of the officers in charge of the investigation of the above-styled matter. That your Affiant makes this Affidavit in support of the State's Attorney's request for a warrant for the arrest of the above-named Defendant(s), and in compliance with SDCL 23A-2-2, and states as follows:

1. On 04-25-2019, Your Affiant received a DSS referral in regards to an injury the Victim ([REDACTED]) sustained to his face on 04-24-2019 at the His Ark Daycare Center located at 5500 W 26<sup>th</sup> Street, Sioux Falls, South Dakota.
2. The Victim ([REDACTED]) sustained a deep laceration from the top of his forehead through his eye to his cheekbone on the right side. The injury to the Victim goes down to the bone.
3. Your Affiant responded to the His Ark Daycare Center and spoke with the Director (Jodene Baker, [REDACTED]). Jodene advised the injury to the Victim took place in the gymnasium at approximately 1600hrs on 04-24-2019. Jodene stated there were 4 staff members in the gymnasium when the injury to the Victim happened. Jodene identified the Defendant as the employee that caused the Victim's injury.
4. Your Affiant interviewed the four staff members in the gymnasium including the Defendant. The Defendant stated the Victim had been kicking another child. The Defendant said she walked over to the Victim. The Defendant initially stated

the Victim, who had been laying on his back, sat up and struck his face on her knee as she was kneeling down to speak with him.

5. The three other staff members in the gymnasium were interviewed separately and admitted to hearing the Defendant raise her voice. Two of the staff members in the gymnasium believed the Defendant sounded angry. All three staff members said they did not see the actual contact between the Defendant and Victim which caused the injury. However, all three staff members stated they had seen the Defendant get "rough" with children in the daycare in the past. All three staff members also admitted that the Defendant frequently raises her voice to children in the daycare.

6. Your Affiant contacted Dr. Free of Sanford's Child's Voice to get her opinion on the injury. Dr. Free was very concerned about the nature of the injury based off the history provided by the daycare staff. The Defendant was suspended from work pending the ongoing investigation.

7. On 04-26-2019, Your Affiant received an email from the Defendant which read, "Good Morning Detective Harris, I was wondering if you have time to come talk to me today. I think im starting to remember alittle bit more of what happened and would like to talk to you in person. I do not have a way to your office and what I would like to say I would like it to be done in person." Therefore, your Affiant went to speak with the Defendant at her home. While speaking with the Defendant, she agreed to come to the Law Enforcement Center to speak with me further about this case.

8. Once at the LEC, your Affiant spoke with the Defendant in a recorded interview room. The Defendant initially stuck with her original story from the day before and stated she "blackened out" after the Victim's face struck her right knee. After further interviewing, the Defendant then began changing her story. The Defendant admitted to not telling the whole truth the day before because she was scared she would go to jail. The Defendant said she accidentally tripped and fell after the Victim's head struck her right knee. The Defendant said her right knee then landed directly on the Victim's face as she fell to the ground. The Defendant estimated her own weight at approximately 450lbs.

9. During an interview with Captain Walsh of the Minnehaha County Sheriff's Office, the Defendant admitted to momentarily "turning into someone she's not". The Defendant admitted to purposely striking the Victim in the face with her knee. The Defendant claims she suffers from depression and anxiety. The Defendant admitted she does not take her depression medication. Following the interview, your Affiant provided the Defendant a ride to her fiancé's place of employment at her own request.

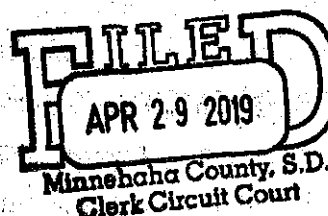
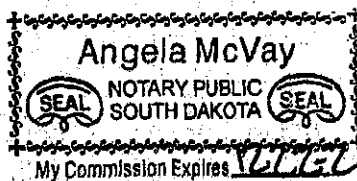
10. Your Affiant reached out to Dr. Free of Sanford's Child's Voice. Dr. Free advised the injury sustained by the Victim is consistent with the admissions given by the Defendant. Dr. Free advised she would expect to see permanent scarring to the Victim's face due to the severe nature of the Victim's injury.

11. All these events took place in Sioux Falls, Minnehaha County, South Dakota.

Paul Harris #847  
(Signature)

Subscribed and sworn before me  
this 26th day of April, 2019.

Angela McVay  
Notary Public



STATE OF SOUTH DAKOTA  
: SS  
COUNTY OF MINNEHAHA

IN CIRCUIT COURT  
SECOND JUDICIAL CIRCUIT  
MAGISTRATE DIVISION

STATE OF SOUTH DAKOTA,  
Plaintiff  
vs.  
ALYSHA MARIE LEWIS,  
Defendant.

SFPD 19-07351

**COMPLAINT**

*CR19-3074*

- COUNT 1: AGGRAVATED ASSAULT - EXTREME INDIFFERENCE - CLASS 3 FEL as to AL  
COUNT 2: AGGRAVATED ASSAULT - DANGEROUS WEAPON - CLASS 3 FEL as to AL  
COUNT 3: ABUSE/CRUELTY TO A MINOR - CLASS 4 FEL as to AL

The undersigned being first duly sworn on oath complains and charges:

**COUNT 1**

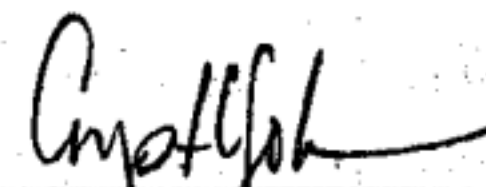
That the Defendant, ALYSHA MARIE LEWIS, in Minnehaha County, State of South Dakota, on or about the 24th day of April, 2019, did commit the public offense of Aggravated Assault (SDCL 22-18-1.1(1)) in that the Defendant did cause or attempt to cause serious bodily injury to the person of [REDACTED] under circumstances manifesting an extreme indifference to the value of human life, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of South Dakota.

**COUNT 2**

That the Defendant, ALYSHA MARIE LEWIS, in Minnehaha County, State of South Dakota, on or about the 24th day of April, 2019, did commit the public offense of Aggravated Assault (SDCL 22-18-1.1(2)) in that the Defendant did knowingly cause or attempt to cause bodily injury to another, [REDACTED] with a dangerous weapon, [REDACTED] contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of South Dakota.

**COUNT 3**

That the Defendant, ALYSHA MARIE LEWIS, in Minnehaha County, State of South Dakota, on or about the 24th day of April, 2019, did commit the public offense of Abuse of or Cruelty to a Minor (SDCL 26-10-1) in that the Defendant did abuse, expose, torture, torment, or cruelly punish a minor, [REDACTED] in a manner which does not constitute aggravated assault, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of South Dakota.

  
(Deputy) State's Attorney  
Minnehaha County, South Dakota

Subscribed and sworn to before me this 26th day of April, 2019.

*Megan Glass*

My commission expires: 04/01/2025

MEGAN GLASS

NOTARY PUBLIC  
SOUTH DAKOTA

Initial Appearance Date:

DOB: [REDACTED]

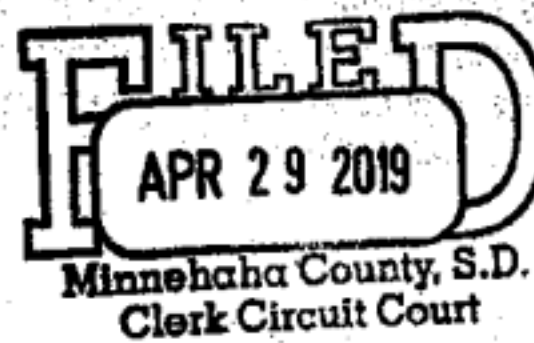
Address:

[REDACTED] W 42ND ST. [REDACTED] SIOUX FALLS, SD <no zip> (AL)

Arresting Officer: HARRIS

REQUEST FOR ARREST WARRANT  
THE UNDERSIGNED ATTORNEY  
HEREBY REQUESTS AN ARREST  
WARRANT BE ISSUED BASED ON  
ABOVE COMPLAINT

*Crypt York*





STATE OF SOUTH DAKOTA  
SECOND JUDICIAL CIRCUIT  
COUNTY OF MINNEHAHA

IN CIRCUIT COURT  
SECOND JUDICIAL CIRCUIT  
MAGISTRATE DIVISION

STATE OF SOUTH DAKOTA,  
Plaintiff  
vs.  
ALYSHA MARIE LEWIS  
Defendant(s).

SFPD 19-07351

**INDICTMENT**

*Cri 19-3074*

- COUNT 1: AGGRAVATED ASSAULT - EXTREME INDIFFERENCE - CLASS 3 FEL as to AML  
COUNT 2: AGGRAVATED ASSAULT - SERIOUS BODILY INJURY - CLASS 3 FEL as to AML  
COUNT 3: ABUSE OF OR CRUELTY TO A MINOR (VIC UNDER 7 YRS) - CLASS 3 FEL as to AML

THE MINNEHAHA COUNTY GRAND JURY CHARGES:

COUNT 1

That the Defendant, ALYSHA MARIE LEWIS, in Minnehaha County, State of South Dakota, on or about the 24th day of April, 2019, did commit the public offense of Aggravated Assault (SDCL 22-18-1.1(1)) in that the Defendant did cause or attempt to cause serious bodily injury to the person of [REDACTED] under circumstances manifesting an extreme indifference to the value of human life, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of South Dakota.

COUNT 2

That the Defendant, ALYSHA MARIE LEWIS, in Minnehaha County, State of South Dakota, on or about the 24th day of April, 2019, did commit the public offense of Aggravated Assault (SDCL 22-18.1.1(4)) in that the Defendant did assault another, [REDACTED] with intent to commit bodily injury, which resulted in serious bodily injury, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of South Dakota.

COUNT 3

That the Defendant, ALYSHA MARIE LEWIS, in Minnehaha County, State of South Dakota, on or about the 24th day of April, 2019, did commit the public offense of Abuse of or Cruelty to a Minor (SDCL 26-10-1) in that the Defendant did abuse, expose, torture, torment, or cruelly punish a minor, [REDACTED], in a manner which does not constitute aggravated assault, and the minor was less than seven years of age, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of South Dakota.

Dated this 12<sup>th</sup> day of May, 2019

*At True Bill*  
"A TRUE BILL"

This indictment has the concurrence of at least six members of the Minnehaha County Grand Jury.

For the State

*[Signature]*  
Minnehaha County Grand Jury

*[Signature]*  
Foreperson  
Minnehaha County Grand Jury

Witnesses who testified before the Grand Jury in the matter:

SARAH RUST

DETECTIVE HARRIS

ALYSHA MARIE LEWIS [REDACTED] W 9TH ST [REDACTED] SIOUX FALLS, SD

**DEMAND FOR NOTICE OF ALIBI**

The undersigned (Deputy) State's Attorney states that the charged offense is alleged to have occurred on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at or about \_\_\_\_\_ o'clock \_\_M., at \_\_\_\_\_ Pursuant to SDCL 23A-9-1, demand is hereby made upon defendant and defendant's counsel to give notice of intent to offer a defense of alibi.

\_\_\_\_\_  
(Deputy) States Attorney  
Minnehaha County, South Dakota

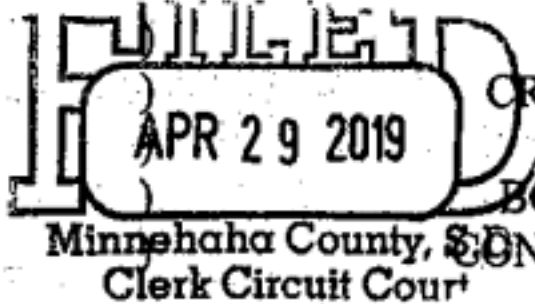


STATE OF SOUTH DAKOTA  
COUNTY OF MINNEHAHA

IN CIRCUIT COURT  
SECOND JUDICIAL CIRCUIT

STATE OF SOUTH DAKOTA,  
Plaintiff

v. Alysha Marie Lewis  
Defendant.



CR 19-3074

BOND FINDINGS AND  
CONDITIONS OF RELEASE  
Minnehaha County, SD  
Clerk Circuit Court

For reasons contained in SDCL 23A-43 and specifically for the below reasons, the Court finds:

Character	Compliance	Probation	Offenses	Danger
<input type="checkbox"/> Employed	<input type="checkbox"/> Past Failures to Appear	The present charges come while Defendant is	<input type="checkbox"/> Multiple offenses	<input type="checkbox"/> Victim(s)/Witnesses
<input type="checkbox"/> Unemployed	<input type="checkbox"/> Poor Record	<input type="checkbox"/> on Parole	<input type="checkbox"/> Prior Offenses	<input type="checkbox"/> Minor(s)
<input type="checkbox"/> Poor Community Ties	<input type="checkbox"/> Failures to Comply with Court Orders	<input type="checkbox"/> on Probation	<input type="checkbox"/> Violent in Nature	<input type="checkbox"/> Community
<input type="checkbox"/> Good Community Ties	<input type="checkbox"/> Prior Probation	<input type="checkbox"/> out on Bail	<input type="checkbox"/> for Same Charge	<input type="checkbox"/> Family Members
<input type="checkbox"/> Character & Mental	<input type="checkbox"/> Prior Missed Deadlines	<input type="checkbox"/> on Prior Conditions	<input type="checkbox"/> Recent in Time	<input type="checkbox"/> Flight Risk
<input type="checkbox"/> Medical concerns	<input type="checkbox"/> Maintains contact with Counsel	<input type="checkbox"/> Prior probation violations	<input type="checkbox"/> Prior DUI Within 10 Years of Current Offense	<input type="checkbox"/> any Other Person/Self

☐ The following factual considerations are also noted:

No Crime Fx

State Requests: \_\_\_\_\_

Defense Requests: \_\_\_\_\_

Based on the foregoing, the nature and circumstances of the offense charged, the weight of the evidence against Defendant, Defendant's family ties, employment, financial resources, character and mental condition, the length of residence in the community, record of convictions, record of appearance at court proceedings or of flight to avoid prosecution or failure to appear at court proceedings;

IT IS ORDERED that: ☐ Defendant is to be held in custody. ☒ Defendant is to be released on bond:

☐ PR BOND ☒ \$25,000 CASH ONLY ☐ \$\_\_\_\_\_ CASH/SURETY ☐ REINSTATE BOND

Conditions of bond include: ☒ Good Behavior, Stay in contact with your lawyer, Make all court appearances

☒ No Contact with [REDACTED] & minors Victim/Victim's Family/Witnesses/Co-Defendants

☒ No weapons ☐ No alcohol ☐ No contact with persons under eighteen years of age ☐ Comply with probation/parole

☐ No driving without a valid license and insurance ☐ No drugs without a valid prescription

☐ Comply with Pre-Trial Services \_\_\_\_\_

☐ Other \_\_\_\_\_

☐ 24/7 Project, Check all that are authorized (Must sign 24/7 Project agreement & comply with all terms and conditions):

☐ SCRAM bracelet (if available)

☐ PBTs twice daily

☐ Remote Breath

☐ Drug Patch

☐ UA 3x per week (Mon., Thurs. & Sat.)

☐ UA 2x per week (Tues. & Fri.)

☐ UA 1x per week (Wed.)

If Defendant violates any of the above conditions, a warrant of arrest will be immediately issued.

Date: April 29, 2019.

Judge: REPP

ATTEST: ANGELIA M. GRIES, Clerk

By: [Signature], Deputy

CONSENT BY DEFENDANT

I understand that it is a condition of bond that I comply with all the above 24/7 project terms and conditions and that if I do not comply, I consent to being immediately taken into custody by any law enforcement officer.

Defendant: \_\_\_\_\_





In Custody

STATE OF SOUTH DAKOTA  
: SS  
COUNTY OF MINNEHAHA

IN CIRCUIT COURT  
SECOND JUDICIAL CIRCUIT  
MAGISTRATE DIVISION

STATE OF SOUTH DAKOTA,  
Plaintiff  
vs.

SFPD 19-07351

**WARRANT OF ARREST**

ALYSHA MARIE LEWIS  
Defendant(s).

CR19-3074

THE STATE OF SOUTH DAKOTA TO ANY SHERIFF OR PEACE OFFICER OF THIS STATE:

A Complaint upon oath having been laid before me charging ALYSHA MARIE LEWIS with the crimes of:

- COUNT 1: AGGRAVATED ASSAULT - EXTREME INDIFFERENCE - CLASS 3 FEL  
COUNT 2: AGGRAVATED ASSAULT - DANGEROUS WEAPON - CLASS 3 FEL  
COUNT 3: ABUSE/CRUELTY TO A MINOR - CLASS 4 FEL

YOU ARE COMMANDED FORTHWITH to arrest the above named ALYSHA MARIE LEWIS and bring this person before the Circuit Court/Magistrate Court of Minnehaha County to answer said Complaint or if the Court has adjourned that you deliver this person into the custody of the Sheriff of Minnehaha County, South Dakota, to be held on \$25,000 cash bond.

Dated this 26<sup>th</sup> day of April, 2019

BY THE COURT:

James A. Powers  
Judge

Defendant's Name: ALYSHA MARIE LEWIS  
Defendant's DOB: [REDACTED]  
Defendant's Address: [REDACTED] W 42ND ST. [REDACTED] SIOUX FALLS, SD <no zip>

**RETURN**

I hereby certify that a copy of the above Warrant of Arrest was received by me on the

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

I executed the same on the

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by delivering a copy to

**SERVED**

Law Enforcement Officer

APR 29 2019